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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MURs 6783 and 6791
Manju for Congress, Inc. and Rajeev)
Goel in his official capacity as treasurer)
(MUR 6783); Manju Goel (MUR 6783);)
Indian Americans for Freedom, NFPC)
(MURs 6783 & 6791); Shalabh Kumar)
(MUR 6783))

SECOND AMENDED CERTIFICATION

I, Shelley E. Garr, recording secretary of the Federal Election Commission executive session, do hereby certify that on November 19, 2015, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to:

MUR 6783

- a. Find reason to believe that Indian Americans for Freedom, NFPC, violated 52 U.S.C. §§ 30116(a)(1)(A) or 30118(a) (formerly 2 U.S.C. §§ 441a(a)(1)(A) and 441b(a)) by making excessive or prohibited in-kind contributions to Manju for Congress, Inc. as a result of republishing campaign materials.
- b. Find reason to believe that Manju for Congress, Inc., and Rajeev Goel in his official capacity as treasurer or Manju Goel violated 52 U.S.C. §§ 30116(f) or 30118(a) (formerly 2 U.S.C. §§ 441a(f) and 441b(a)) by knowingly accepting excessive or prohibited in-kind contributions in the form of coordinated mailings.
- c. Find reason to believe that Manju Goel for Congress, Inc., and Rajeev Goel in his official capacity as treasurer violated 52 U.S.C. § 30104(b) (formerly 2 U.S.C. § 434(b)) by failing to report in-kind contributions in the form of coordinated mailings.

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- d. Find no reason to believe that Indian Americans for Freedom, NFPC, or Shalabh Kumar violated 52 U.S.C. §§ 30116(a)(1)(A) or 30118(a) (formerly 2 U.S.C. §§ 441a(a)(1)(A) and 441b(a)) by making excessive or prohibited in-kind contributions to Manju for Congress, Inc., in the form of office space and payments of staff and contractor salaries, bus travel, or legal services.
 - e. Find no reason to believe that Manju for Congress, Inc., and Rajeev Goel in his official capacity as treasurer violated 52 U.S.C. §§ 30116(f), 30118(a) or § 30104(b) (formerly 2 U.S.C. §§ 441a(f), 441b(a), and 434(b)) by accepting and failing to report excessive or prohibited in-kind contributions in the form of office space and payments of staff salaries and contractor salaries, bus travel, or legal services.
 - f. Direct the Office of General Counsel to draft an appropriate Factual and Legal Analysis.
 - g. Direct the Office of General Counsel to also investigate potential coordination allegations.
 - h. Authorize the use of compulsory process, including the issuance of appropriate interrogatories, document subpoenas, and deposition subpoenas, as necessary.
 - i. Approve the appropriate letters.

MUR 6791

- a. Dismiss with caution the allegation that Indian Americans for Freedom, NFPC, violated 52 U.S.C. § 30104(g)(2) (formerly 2 U.S.C. § 434(g)(2)).
- b. Find reason to believe that Indian Americans for Freedom, NFPC, violated 52 U.S.C. § 30120(c) (formerly 2 U.S.C. § 441d(c)) and 11 C.F.R. § 110.11(c) by failing to include adequate disclaimers on some of its mailings.

Commissioners Ravel, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Goodman, Hunter, and Petersen dissented.

2. Failed by a vote of 3-3 in MUR 6783 and 6791 to:

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- a. Find reason to believe that Indian Americans for Freedom, NFPC, violated 52 U.S.C. §§ 30116(a)(1)(A) or 30118(a) (formerly 2 U.S.C. §§ 441a(a)(1)(A) and 441b(a)) by making excessive or prohibited in-kind contributions to Manju for Congress, Inc. as a result of republishing campaign materials.
 - b. Find no reason to believe that Manju for Congress, Inc., and Rajeev Goel in his official capacity as treasurer or Manju Goel violated 52 U.S.C. §§ 30116(f) or 30118(a) (formerly 2 U.S.C. §§ 441a(f) and 441b(a)) by knowingly accepting excessive or prohibited in-kind contributions in the form of coordinated mailings.
 - c. Find no reason to believe that Manju for Congress, Inc., and Rajeev Goel in his official capacity as treasurer violated 52 U.S.C. §§ 30104(b) (formerly 2 U.S.C. § 434(b)) by failing to report in-kind contributions in the form of coordinated mailings.
 - d. Find no reason to believe that Indian Americans for Freedom, NFPC, or Shalabh Kumar violated 52 U.S.C. §§ 30116(a)(1)(A) or 30118(a) (formerly 2 U.S.C. §§ 441a(a)(1)(A) and 441b(a)) by making excessive or prohibited in-kind contributions to Manju for Congress, Inc., in the form of office space and payments of staff and contractor salaries, bus travel, or legal services.
 - e. Find no reason to believe that Manju for Congress, Inc., and Rajeev Goel in his official capacity as treasurer violated 52 U.S.C. §§ 30116(f), 30118(a) or § 30104(b) (formerly 2 U.S.C. §§ 441a(f), 441b(a), and 434(b)) by accepting and failing to report excessive or prohibited in-kind contributions in the form of office space and payments of staff salaries and contractor salaries, bus travel, or legal services.
 - f. Approve the Factual and Legal Analyses as recommended in the First General Counsel's Report dated November 5, 2014, as modified by
 - g. Enter into pre-probable cause conciliation
 - h. Approve the appropriate letters.

Commissioners Goodman, Hunter, and Petersen voted affirmatively for the motion.

Commissioners Ravel, Walther, and Weintraub dissented.

3. Decided by a vote of 6-0 in MUR 6783 to:

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- a. Find reason to believe that Indian Americans for Freedom, NFPC, violated 52 U.S.C. §§ 30116(a)(1)(A) or 30118(a) (formerly 2 U.S.C. §§ 441a(a)(1)(A) and 441b(a)) by making excessive or prohibited in-kind contributions to Manju for Congress, Inc. as a result of republishing campaign materials.
 - b. Find no reason to believe that Indian Americans for Freedom, NFPC, or Shalabh Kumar violated 52 U.S.C. §§ 30116(a)(1)(A) or 30118(a) (formerly 2 U.S.C. §§ 441a(a)(1)(A) and 441b(a)) by making excessive or prohibited in-kind contributions to Manju for Congress, Inc., in the form of office space and payments of staff and contractor salaries, bus travel, or legal services.
 - c. Find no reason to believe that Manju for Congress, Inc., and Rajeev Goel in his official capacity as treasurer violated 52 U.S.C. §§ 30116(f), 30118(a) or § 30104(b) (formerly 2 U.S.C. §§ 441a(f), 441b(a), and 434(b)) by accepting and failing to report excessive or prohibited in-kind contributions in the form of office space and payments of staff salaries and contractor salaries, bus travel, or legal services.
 - d. Approve the Factual and Legal Analyses as recommended in the First General Counsel's Report dated November 5, 2014,
 - e. Enter into pre-probable cause conciliation
 - f. Approve the appropriate letters.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

January 8, 2016
Date

Shelley E. Garr
Shelley E. Garr
Deputy Secretary of the Commission